

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

JENNIFER BENSON,

Petitioner,

v.

CIVIL ACTION NO. 2:19-cv-00357  
(Criminal No. 2:17-cr-00198-10)

UNITED STATES OF AMERICA,

Respondent.

**ORDER**

This action was referred to United States Magistrate Judge Omar Aboulhosn for submission of proposed findings of fact and recommendations for disposition pursuant to 28 U.S.C. § 636(b)(1)(B). On August 18, 2020, Magistrate Judge Aboulhosn submitted his Proposed Findings & Recommendations [ECF No. 423] (“PF&R”) and recommended that the court **DENY** Petitioner’s Motion under 28 U.S.C. § 2255 to Vacate, Set Aside or Correct Sentence by a Person in Federal Custody [ECF. No. 370] and **REMOVE** this matter from the court’s docket. Objections to the PF&R were due, at the latest, by September 4, 2020. Neither party timely filed objections to the PF&R nor sought an extension of time.

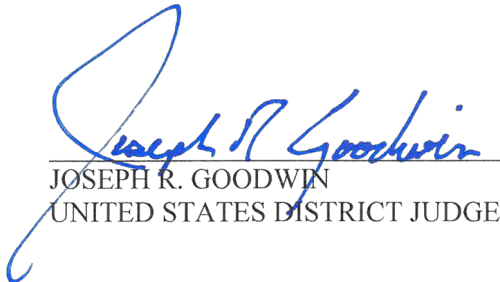
A district court “shall make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.” 28 U.S.C. § 636(b)(1)(C). This court is not, however, required to review, under a de

novo or any other standard, the factual or legal conclusions of the magistrate judge as to those portions of the findings or recommendation to which no objections are addressed. *Thomas v. Arn*, 474 U.S. 140, 150 (1985).

Because the parties have not filed objections in this case, the court adopts and incorporates herein the PF&R and orders judgment consistent therewith. The court **DENIES** Petitioner's Motion [ECF No. 370] and **REMOVES** this matter from the docket.

The court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and any unrepresented party.

ENTER: September 17, 2020



JOSEPH R. GOODWIN  
UNITED STATES DISTRICT JUDGE